

**MONTANA PUBLIC SERVICE COMMISSION
UTILITY DIVISION
AGENDA NO. 01-05-30**

Date Published: May 24, 2001
For Work Week Commencing: May 29, 2001
Business Meeting: May 30, 2001, 10:00 a.m.

General Introduction This agenda is the Commission's Utility Division agenda for the work week designated. In the later part of each week (generally, Thursday by 2:00 p.m.) prior to the work week to which an agenda pertains, the agenda is posted on the public information bulletin board at the Commission offices, deposited in the mail directed to all persons who have properly requested notice by mail, emailed to all persons who have properly requested notice by email, and posted to the Public Service Commission's worldwide web site located at <http://www.psc.state.mt.us>.

Place of Meetings All meetings are held at the Commission offices, 1701 Prospect Avenue, Helena, Montana, unless otherwise noted.

Inquiries General inquiries concerning this Utility Division agenda and subscribing to notice by mail may be made to Dennis Crawford at (406) 444-6182. They may refer inquiries to another person within the agency.

Accommodation for Persons with Disabilities Anyone needing an accommodation for physical, hearing, or sight impairment in order to attend a scheduled meeting should contact the Commission secretary at (406) 444-6199 sufficiently prior to the meeting to allow accommodations to be made.

Work Sessions All items identified below are for Commission discussion or action on the day designated (Dave).

1. D2001.3.38 – Palmer v. MPC – Action on complaint (5/30/01)
2. D97.7.90 & D2000.10.177 – MPC – PSC authority over electricity supply – General analysis and discussion on Commission's assertion of authority over generation assets under SB 390 (1997) in light of HB 474 (2001) and possibly action/direction on proceeding on electricity supply authority (5/30/01)
3. D2000.6.89 – Qwest – Application for wholesale rates – so-called permanent-price docket – To brief the Commissioners on issues and other matters (5/30/01)
4. D2000.5.70 – Qwest – Investigation into Qwest's Compliance with section 271 of the Telecommunications Act of 1996 – Discuss issues and make tentative findings on remaining "paper workshop" checklist item-Checklist Item 3 (5/31/01)

Weekly Scheduling Meeting – Will be held at 9:45 a.m. on the day of the Business Meeting

Action Items All items identified below are for action at the Commission business meeting.

1. DOCKET NO. D2001.5.58 Denise

Montana Power Company (MPC), as default supplier, has applied for approval of a Power Purchase Agreement with PPL Montana. MPC requests a Protective Order to cover supply bid information and other information claimed to be confidential and proprietary. This Protective Order will continue the protection of bid information protected by a 90-day Protection of Confidential Information in Docket No. N2001.3.35 issued on March 27, 2001. Recommend approval of Order No. 6344.

Notice Items All items identified below are noticed for public participation purposes. Unless otherwise stated in the text of the notice, the items will be action items on the next following agenda or a subsequent agenda and participation may be had by submitting written comments to the Public Service Commission, 1701 Prospect Avenue, P.O. Box 202601, Helena, Montana, 59620-2601, within 5 calendar days following publication of this agenda. Public comments on a noticed matter may also be submitted within the required time through the PSC's web-based comment form at <http://psc.state.mt.us/PublicComment/PublicComment.htm>. Comments should reference the docket number of the matter.

Information Items All items identified below are for information only.

Tentative Action Items for Agenda 01-06-04

New Filings Received in Past Week

- N2001.5.57 – Ronan Telephone Co – Motion for Protective Order
- D2001.5.58 – Montana Power Co – Request for Protective Order
- D2001.5.59 – Cenex Harvest States Co-op – Request to finalize sale & transfer of Five Valleys Gas to Energy Partners
- N2001.5.60 – Hot Springs Telephone – Motion for protective order re: schedule 27 of annual report